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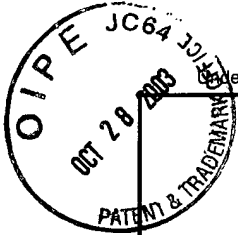


PTO/SB/21 (05-03)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/602,365
Filing Date	June 23, 2003
First Named Inventor	SOPP, JOHN P.
Group Art Unit	3764
Examiner Name	To Be Assigned
Attorney Docket Number	LIFE-090CON3

Total Number of Pages in This Submission

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1) PTO/SB/08A (1 pg.) 2) PTO-1449 (4 pgs.) 3) PTO-892 (1 pg.) 4) Return Postcard
<div>Remarks</div>		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Signing Attorney/Agent (Reg. No.)	CAROL M. LASALLE, 39.740 BOZICEVIC, FIELD & FRANCIS LLP
Signature	
Date	October 28, 2003

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<b>INFORMATION DISCLOSURE STATEMENT</b>  Address to: Mail Stop Non-Fee Commissioner for Patents P.O. Box 1450 Washington, DC 20543-1450	Attorney Docket	LIFE-090CON3
	First Named Inventor	SOPP, JOHN P.
	Application Number	10/602,365
	Confirmation No.	1147
	Filing Date	June 23, 2003
	Group Art Unit	3764
	Examiner Name	To Be Assigned
	Title:	"BODY FLUID SAMPLER"

Sir:

This is an Information Disclosure Statement submitted for the Examiner's consideration. A Form PTO-SB/08A listing the references and copies of the cited references accompany this paper. Applicants would appreciate the Examiner's initialing and returning the form to indicate that the references have been reviewed and made of record.

**All of the references identified herein were disclosed in parent application serial number 09/723,339, filed 11/27/2000 and as such, copies thereof are not included pursuant to the provisions of 37 CFR § 1.98(d).**

This Information Disclosure Statement is not intended as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one of the above references constitutes prior art to the present application within the meaning of 35 U.S.C. § 102.

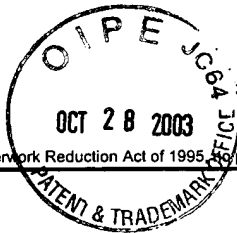
As applicants have not yet received a first Action on the merits, no fee is believed to be required for filing this Disclosure Statement. If, however, the PTO finds that for some reason a fee is due, our Deposit Account No. 50-0815, Order No. LIFE-090CON3 may be charged thereon.

Respectfully submitted,  
BOZICEVIC, FIELD & FRANCIS LLP

Date: 10/28/03

By:   
Carol M. LaSalle  
Registration No. 39,740

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Substitute for form 1449A/PTO		<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		<b>Complete if Known</b>	
				<b>Application Number</b>	<b>10/602,365</b>
		<b>Filing Date</b>	<b>June 23, 2003</b>		
		<b>First Named Inventor</b>	<b>SOPP, JOHN P.</b>		
		<b>Art Unit</b>	<b>3764</b>		
		<b>Examiner Name</b>	<b>To Be Assigned</b>		
		<b>Attorney Docket Number</b>	<b>LIFE-090CON3</b>		
Sheet	1	of	1		

U.S. PATENT DOCUMENTS						
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)				
		US- 6,602,205		08-05-2003	Erickson et al.	
		US- 6,624,882		09-23-2003	Sopp et al.	
		US- 5,046,508		09-10-1991	Weissler	
		US- 5,165,419		11-24-1992	Sarstedt	
		US- 5,682,233		10-28-1997	Brida	
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FOREIGN PATENT DOCUMENTS							
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)					

Examiner Signature		Date Considered	
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Date Mailed: DECEMBER 15, 1999

Sheet 1 of 4



FORM 1449\*

## INFORMATION DISCLOSURE STATEMENT

IN AN APPLICATION

(Use several sheets if necessary)

Docket Number:

9366.15USD1

Application Number:

09/264,461

Applicant: SOPP ET AL.

Filing Date: 03/08/1999

Group Art Unit: 3736

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,123,066	03/03/1964	Brumley			
	3,136,310	06/09/1964	Meltzer			
	3,208,452	09/28/1965	Stern			
	3,338,239	08/29/1967	Mausteller			
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	4,195,641	04/01/1980	Johnes et al.			
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	BI 4,407,290	10/14/1986	Wilber			
	4,489,974	12/25/1984	Warhol			
	4,517,978	05/21/1985	Levin et al.			
	4,622,974	11/18/1986	Coleman et al.			

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						YES	NO
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	0 199 484 A2	10/29/1986	EP				
	0 212 906 A2	03/04/1987	EP				
	0 250 257 A1	12/23/1987	EP				
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	Ash, S. et al., "Subcutaneous Capillary Filtrate Collector for Measurement of Blood Glucose," <i>ASAIO Journal</i> , Vol. 38, pp. M416-M420 (1992)
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

Date Mailed: DECEMBER 15, 1999

Sheet 2 of 4



FORM 1449\*

## INFORMATION DISCLOSURE STATEMENT

## IN AN APPLICATION

(Use several sheets if necessary)

Docket Number:

9366.15USD1

Application Number:

09/264,461

Applicant: SOPP ET AL.

Filing Date: 03/08/1999

Group Art Unit: 3736

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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	4,648,408	03/10/1987	Hutcheson et al.			
	4,655,225	04/07/1987	Dahne et al.			
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						YES	NO
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	2 033 575 A	05/21/1980	GB				
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	Gelman Science brochure, pg. 60 (1993) showing Nylaflo, Catalog P/N 32378.
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	"Glucose Sensors" and "Like An Injection" sections on page 26 of Diabetes Forecast, May, 1993
	Janle-Swain, E. et al., "Use of Capillary Filtrate Collector for Monitoring Glucose in Diabetics," <i>Trans. Am. Artif. Intern. Organs</i> , Vol. XXXIII, pp. 336-340 (1987)

EXAMINER

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<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 9366.15USD1	Application Number: 09/264,461
	Applicant: SOPP ET AL.	
	Filing Date: 03/08/1999	Group Art Unit: 3736

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
		Kayashima, S. et al., "New Noninvasive Transcutaneous Approach to Blood Glucose Monitoring: Successful Glucose Monitoring on Human 75 g OGTT with Novel Sampling Chamber," <i>IEEE Transactions on Biomedical Engineering</i> , Vol. 38, No. 8, pp. 752-757 (August 1991)
		Kayashima S. et al., "Suction Effusion Fluid From Skin and Constituent Analysis: New Candidate for Interstitial Fluid," <i>Am J. Physiol</i> (United States) Nov. 1992, 263 (5 Pt 2), pp. H1623-H1627
		Khstala, U., "Suction Blister Device for Separation of Viable Epidermis from Dermis," <i>Journal of Investigative Dermatology</i> , Vol. 50, No. 2, pp. 120-137 (1968)
		Korthius, R. et al., "Method for Sampling Interstitial Fluid" from book entitled <i>Microcirculatory Technology</i> , edited by D. H. Baker et al., Academic Press, Chapter 21, pp. 326-327 (1986)
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EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	



FORM 1449\*

## INFORMATION DISCLOSURE STATEMENT

IN AN APPLICATION

(Use several sheets if necessary)

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Applicant: SOPP ET AL.

Filing Date: 03/08/1999

Group Art Unit: 3736

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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	5,682,233	10/28/1997	Brinda			
	5,746,217	05/05/1998	Erickson et al.			
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	5,879,310	03/09/1999	Sopp et al.			
	5,879,367	03/09/1999	Latterell et al.			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Moatti-Sirat, D. et al., "Towards Continuous Glucose Monitoring: In Vivo Evaluation of Miniaturized Glucose Sensor Implanted for Several Days in Rat Subcutaneous Tissue", <i>Diabetologia</i> , Vol. 35, pp. 224-230 (1992)
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	Turner, A. et al., "Diabetes Mellitus: Biosensors for Research and Management," <i>Biosensors</i> , Vol. 1, pp. 85-115 (1985)
	Wiig, H., "Evaluation of Methodologies for Measurement of Interstitial Fluid Pressure (Pi): Physiological Implications of Recent Pi Data," <i>Crit Rev Biomed Eng</i> , Vol. 18, No. 1, pp. 27-54 (1990)
	Wolfson, Jr., S. et al., "Glucose Concentration at Possible Sensor Tissue Implant Sites," <i>Diabetes</i> , Vol. 5, No. 3, pp. 162-165 (May-June 1982)

EXAMINER

DATE CONSIDERED

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**Notice of References Cited**

Application/Control No.

87/23,339

Applicant(s)/Patent Under  
Reexamination  
SOPP ET AL.

Examiner

Michael P. Stafira

Art Unit

2877

Page 1 of 1

**U.S. PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-5,582,184 a1	12-1996	Erickson et al.	600/576
	B	US-			
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
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	M	US-			

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	P					
	Q					
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	S					
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**NON-PATENT DOCUMENTS**

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
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	X	

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